

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CURT THOMAS,  
Petitioner

: CIVIL ACTION

v.

**FILED**

No. 08-0049

RAYMOND SOBINA, et al.,  
Respondents

MICHAEL E. KORN, Clerk  
By \_\_\_\_\_ Sep. Clerk

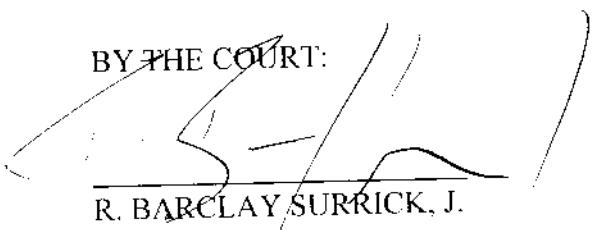
ORDER

R. BARCLAY SURRICK, J.

AND NOW, this 21<sup>st</sup> day of October, 2008, upon careful and independent consideration of the petition for a writ of habeas corpus, and after review of the Report and Recommendation of United States Magistrate Judge Timothy R. Rice, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED
2. The petition for a writ of habeas corpus is DENIED with prejudice.
3. There is no probable cause to issue a certificate of appealability.
4. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:

  
R. BARCLAY SURRICK, J.

Linda Anne Palmer  
Kevin Bradford  
U.S. mail - Carl Johnson  
10/21/08

\*\*\*\*\*-COMM. JOURNAL-----FILED OCT 21 2008 AM 13:26 PMKAK

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START=OCT-21 13:25 END=OCT-21 13:26

FILE NO.=840

STN NO.	COMM.	ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
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-JUDGE R. BARCLAY SURRICK -

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**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF PENNSYLVANIA**  
**461 U.S. COURTHOUSE**  
**INDEPENDENCE MALL WEST**  
**SIXTH AND MARKET STREETS**  
**PHILADELPHIA, PENNSYLVANIA 19106-1741**

*Chambers of  
 R. BARCLAY SURRICK  
 United States District Judge*

(267) 299-7630

October 21, 2008

To: **Curt Thomas (Pro Se)**  
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 (Via United States Mail)

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*Re: Curt Thomas v. Raymond Sobina, et al.  
 Civil Action No. 08-0049*

Memo: Order to follow.

Via Fax: Two (2) pages transmitted to include this cover page.